IN THE UNITED STATES DISTRICT COURT NORTHERN DISTRICT OF TEXAS DALLAS DIVISION

| SUNNY CORRAL MANAGEMENT, | § | |
|---------------------------|---|--------------------|
| LLC, ET AL. | § | |
| | § | |
| Plaintiffs, | § | |
| | § | |
| VS. | § | NO. 3-08-CV-1104-M |
| | § | |
| ZURICH AMERICAN INSURANCE | § | |
| COMPANY, ET AL. | § | |
| | § | |
| Defendants. | § | |

ORDER ACCEPTING FINDINGS AND RECOMMENDATION OF THE UNITED STATES MAGISTRATE JUDGE

After making an independent review of the pleadings, files and records in this case, and the Findings and Recommendation of the United States Magistrate Judge dated January 12, 2009, the Court finds that the Findings and Recommendation of the Magistrate Judge are correct and they are accepted as the Findings and Recommendation of the Court.

IT IS, THEREFORE, ORDERED that the Findings and Recommendation of the United States Magistrate Judge are accepted. Defendants' motion for judgment on the pleadings [Doc. #18] is denied.

SO ORDERED this 24th day of February, 2009.

BARBARA M. G. LÝNN

UNITED STATES DISTRICT JUDGE NORTHERN DISTRICT OF TEXAS